

MOUNTAINS RECREATION AND CONSERVATION AUTHORITY

January 11, 2006 — Agenda Item VII(e)

Resolution No. 06-05

RESOLUTION OF THE GOVERNING BOARD OF THE MOUNTAINS RECREATION AND CONSERVATION AUTHORITY AUTHORIZING ENTERING INTO A PROJECT AGREEMENT WITH THE LOS ANGELES COUNTY REGIONAL PARK AND OPEN SPACE DISTRICT USING PROPOSITION A 3RD SUPERVISORIAL DISTRICT EXCESS FUNDS TO ACQUIRE PROPERTIES IN LOS ANGELES COUNTY CHAPTER 8 AGREEMENT NUMBERS 2357, 2285, AND 2367 TO ACQUIRE PROPERTIES IN THE TOPANGA CREEK AND MALIBU CREEK WATERSHEDS OF THE SANTA MONICA MOUNTAINS

Resolved, That the Governing Board of the Mountains Recreation and Conservation Authority hereby:

1. FINDS that the properties in Chapter 8 Agreement Nos. 2357, 2285, and 2367 are important for a combination of ecological, recreational, watershed, and watershed values; and
2. FINDS that the proposed actions are categorically exempt from the provisions of the California Environmental Quality Act; and
3. FINDS that the subject project is on the Santa Monica Mountains Conservancy's Acquisition Workprogram submitted annually to the Governor; and
4. FINDS that this action is consistent with the Santa Monica Mountains Comprehensive Plan; and
5. FINDS that the people of the County of Los Angeles on November 3, 1992 and on November 5, 1996, enacted Los Angeles County Proposition A, Safe Neighborhood Parks, Gang Prevention, Tree-Planting, Senior and Youth Recreation, Beaches and Wildlife Protection (the Proposition), which, among other uses, provides funds to public agencies and nonprofit organizations in the County for the purposes of acquiring and/or developing facilities and open space for public recreation; and

6. FINDS the Santa Monica Mountains Conservancy was awarded funds in the Proposition for acquisition of park and open space land, development of related recreation facilities, and grants pursuant to Division 23 of the Public Resources Code; and
7. FINDS the Proposition also created the Los Angeles County Regional Park and Open Space District (the District) to administer said funds; and
8. FINDS the District has set forth the necessary procedures governing applications for grant funds under the Proposition; and
9. CERTIFIES that it understands the assurances and certifications required for applications; and
10. CERTIFIES that through this resolution the application for the above referenced project is approved for submission to the District; and
11. CERTIFIES that it will be required to provide additional funding for the above project if the requested grant funds are insufficient to complete said project; and
12. CERTIFIES that it understands its obligation to operate and maintain the property in perpetuity, as applicable; and
13. CERTIFIES that it will sign and return, within 30 days, both copies of the Project Agreement sent by the District for authorizing signature; and
14. CERTIFIES that it will cause work on the project to be commenced immediately upon receipt of a fully executed Project Agreement; and
15. CERTIFIES that it agrees and understands that the District may terminate the Project Agreement at any point if it determines that the project cannot be performed as described in the application; and
16. ADOPTS the staff report and recommendation dated January 11, 2006; and
17. ACCEPTS being the assignee of the Santa Monica Mountains Conservancy to carry out all aspects of this application, grant, and project implementation and will be required to enter into a Project Agreement with the District for the performance of the project as described in the application; and

18. AUTHORIZES entering into a Project Agreement to acquire said properties area with the Los Angeles County Regional Park and Open Space District; and
19. AUTHORIZES the filing of an application with the Los Angeles County Regional Park and Open Space District for Excess Funds allocated from the Proposition for the acquisition of the subject property; and
20. AUTHORIZES the Executive Officer, or his designee, to conduct all negotiations, and to execute and submit all documents including, but not limited to, applications, agreements, amendments, payment requests and so forth, which may be necessary for the completion of the project as described in the application; and
21. AUTHORIZES any budget amendments as necessary; and
22. AUTHORIZES the use of Third Supervisorial District Proposition A Excess Funds in an amount not to exceed \$75,000 for the acquisition of properties in Los Angeles County Chapter 8 Agreements 2357, 2285, and 2367 in the Topanga Creek and Malibu Creek watersheds of the Santa Monica Mountains; and
23. AUTHORIZES the use of said funds for acquisition of Assessor's Parcel Numbers (APNs) 4434-004-018; 4440-012-004; 4441-005-011; 4455-007-003; 4455-031-003; 4455-032-006; and 4455-032-019 in Chapter 8 Agreement 2357.
24. AUTHORIZES the use of said funds for acquisition of Assessor's Parcel Numbers (APNs) 4455-007-006 in Chapter 8 Agreement 2367.
25. AUTHORIZES the Executive Officer to do any and all acts necessary to carry out this resolution and any recommendations made by the Governing Board.

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Chair

AYES:

NOS:

ABSTAIN:

ABSENT:

I HEREBY CERTIFY that the foregoing resolution was adopted at a special meeting of the Governing Board of the Mountains Recreation and Conservation Authority, duly noticed and held according to law, on the 11th day of January, 2006.

Date:

Executive Officer